

**UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

IN RE: VALERIE A DAY

Debtor(s)

CHARLES J. DEHART, III

CHAPTER 13

CHAPTER 13 TRUSTEE

Movant

vs.

VALERIE A DAY

CASE NO: 1-19-01550-HWV

Respondent(s)

TRUSTEE'S MOTION TO DISMISS CASE

AND NOW, on September 12, 2019, comes Charles J. DeHart, III, Standing Chapter 13 Trustee, by and through his attorney James K. Jones, Esquire, and respectfully represents the following:

1. A Plan was filed on April 12, 2019.
2. A hearing was held and an Order was entered on July 10, 2019 directing that an amended plan be filed within forty-five (45) days.
3. As of the date of this Motion, an amended plan has not been filed.
4. The delay in filing a confirmable plan in this case is prejudicial to creditors.

WHEREFORE, your Trustee respectfully requests your Honorable Court dismiss the case upon the basis that Debtors have failed to propose a confirmable plan.

Respectfully submitted,

s/ James K. Jones, Esq.

Id: 39031

Attorney for Trustee

Charles J. DeHart, III

Standing Chapter 13 Trustee

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Hummelstown, PA 17036

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IN RE: **VALERIE A DAY**

CHAPTER 13

Debtor(s)

**CHARLES J. DEHART, III
CHAPTER 13 TRUSTEE
Movant**

CASE NO: 1-19-01550-HWV

NOTICE

NOTICE IS HEREBY GIVEN that Charles J. DeHart, III, Standing Chapter 13 Trustee for the Middle District of Pennsylvania has filed a Motion to Dismiss for failure to file a confirmable Chapter 13 Plan.

YOU ARE HEREBY NOTICED that a hearing has been scheduled on this matter for:

Ronald Reagan Federal Bldg Bankruptcy Courtroom, 3rd Floor 228 Walnut Street Harrisburg, PA 17101	Date: October 23, 2019
	Time: 09:35 AM

Any objection or response filed must be filed with the Clerk, U.S. Bankruptcy Court and served on the Chapter 13 Trustee.

Charles J. DeHart, III, Trustee
8125 Adams Drive, Suite A
Hummelstown, PA 17036
Phone: (717) 566-6097
Email: dehartstaff@pamd13trustee.com

Dated: September 12, 2019

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IN RE: VALERIE A DAY

Debtor(s)

CHARLES J. DEHART, III
CHAPTER 13 TRUSTEE
Movant

VALERIE A DAY

CHAPTER 13

CASE NO: 1-19-01550-HWV

Respondent(s)

CERTIFICATE OF SERVICE

I certify that I am more than 18 years of age and that on September 12, 2019, I served a copy of this Motion to Dismiss, Notice and Proposed Order on the following parties by 1st Class mail, unless served electronically.

JOHANNA HILL REHKAMP Served electronically
CUNNINGHAM, CHERNICOFF & WARSHAWSKY
P.O. BOX 60457
HARRISBURG, PA 17106-

United States Trustee
228 Walnut Street
Suite 1190
Harrisburg, PA 17101

VALERIE A DAY
2210 GLEIM COURT
ENOLA, PA 17025-
Served by 1st Class Mail

I certify under penalty of perjury that the foregoing is true and correct.

Date: September 12, 2019

Respectfully,
Vickie Williams
for Charles J. DeHart, III, Trustee
Suite A, 8125 Adams Dr.
Hummelstown, PA 17036
Phone: (717) 566-6097
eMail: dehartstaff@pAMD13trustee.com

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FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

IN RE: VALERIE A DAY

Debtor(s) CHARLES J. DEHART, III CHAPTER 13 TRUSTEE Movant VALERIE A DAY	CHAPTER 13 CASE NO: 1-19-01550-HWV
Respondent(s)	

ORDER DISMISSING CASE

Upon consideration of the Trustee's Motion to Dismiss, it is hereby Ordered that the above-captioned bankruptcy be and hereby is dismissed.